

**EXPRESS MAIL NO.: EV 718815901 US**  
**DATE DEPOSITED: APRIL 6, 2006**

**PATENT**



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Donald E. Weder	)	Atty Dkt No: 8403.917
	)	
Serial No: 10/603,491	)	Examiner: N. Ahmad
	)	
Filed: June 25, 2003	)	Art Unit: 1772
	)	
Customer No.: 30589	)	Confirmation No.: 3540

For: POLYMERIC MATERIALS HAVING A MATTE FINISH ON A SURFACE  
THEREOF

MAIL STOP - AMENDMENT  
Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(b)**

Sir:

Kathryn L. Hester, Ph.D., having a mailing address of P.O. Box 16370, Oklahoma City, Oklahoma 73113, in the County of Oklahoma and the State of Oklahoma, represents that she is an authorized attorney or agent of record and thus authorized to sign on behalf of the Petitioner/Assignee.

04/11/2006 SFELEKE1 00000067 10603491

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130.00 0P

The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to **said U.S. Patent No. 6,387,463, issued on May 14, 2002, assignment recorded on August 17, 1998, Reel 9433, Frame 0807.**

The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to **said U.S. Patent No. 6,495,248, issued on December 17, 2002, assignment recorded on February 14, 2000, Reel 010616, Frame 0158.**

The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to **said U.S. Patent No. 6,565,963, issued on May 20, 2003, assignment recorded on August 17, 1998, Reel 9433, Frame 0807.**

The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to **said U.S. Patent No. 6,702,919, issued on March 9, 2004, assignment recorded on August 17, 1998, Reel 9433, Frame 0807.**

The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to **said U.S. Patent No. 6,723,417, issued on April 20, 2004, assignment recorded on October 8, 1999, Reel 010306, Frame 0551.**

The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to **said U.S. Patent No.**

**6,598,372, issued on July 29, 2003, assignment recorded on August 17, 1998, Reel 9433, Frame 0807.**

The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to **said U.S. Serial No. 10/390,280, filed on March 17, 2003, assignment recorded on July 29, 2003, Reel 014338, Frame 0618.**

The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to the above-identified patent application, **U.S. Serial No. 10/603,491**, filed June 25, 2003, assignment recorded on September 16, 2003, Reel 014504, Frame 0922.

The assignment documents relating to **U.S. Patent Nos. 6,387,463; 6,495,298; 6,565,963; 6,702,919; 6,723,417; 6,598,372; U.S. Serial No. 10/390,280**, and to the above-identified application **U.S. Serial No. 10/603,491** have been reviewed and certified by Petitioner/Assignee and, to the best of Petitioner/Assignee's knowledge and belief, title is in the Petitioner/Assignee seeking to take this action.

Petitioner/Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the earlier of the full statutory term defined in 35 U.S.C. § § 154-156 and 173, and of the term as presently shortened by any terminal disclaimers of **said U.S.**

**Patent Nos. 6,387,463; 6,495,248; 6,565,963; 6,702,919; 6,723,417; 6,598,372; and any patent granted on U.S. Serial No. 10/390,280.**

Petitioner/Assignee further agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to **said U.S. Patent Nos. 6,387,463; 6,495,248; 6,565,963; 6,702,919; 6,723,417; 6,598,372; and any patent granted on U.S. Serial No. 10/390,280.**

This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors or assigns.

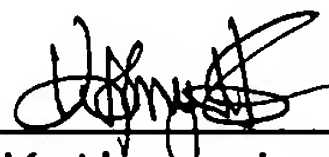
In making the above disclaimer, Petitioner/Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term defined in 35 U.S.C. § § 154-156 and 173, and of the term as presently shortened by any terminal disclaimers of **said U.S. Patent Nos. 6,387,463; 6,495,248; 6,565,963; 6,702,919; 6,723,417; 6,598,372; and any patent granted on U.S. Serial No. 10/390,280** in the event that **said U.S. Patent Nos. 6,387,463; 6,495,248; 6,565,963; 6,702,919; 6,723,417; 6,598,372; and any patent granted on U.S. Serial No. 10/390,280** later: (1) expires for failure to pay a maintenance fee; (2) is held unenforceable or is found invalid by a court of competent jurisdiction; (3) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321; (4) has all claims canceled by a reexamination certificate; (5) is reissued; or (6) is otherwise not deemed to

provide the rights conveyed by 35 U.S.C. §§ 154-156 and 173 prior to the expiration of the full statutory term(s) as presently shortened by any terminal disclaimer(s), except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

4-6-06

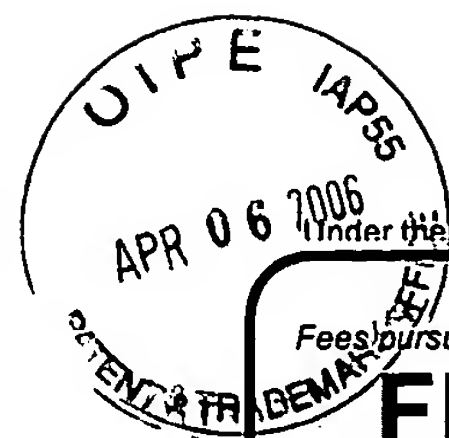
(Date)



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Agent for Applicant

☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.



Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2005**☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** **130****Complete if Known**

Application Number	10/603,491
Filing Date	06/25/2003
First Named Inventor	Donald E. Weder
Examiner Name	N. Ahmad
Art Unit	1772
Attorney Docket No.	8403.917

**METHOD OF PAYMENT (check all that apply)**☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☐ Deposit Account Deposit Account Number: \_\_\_\_\_ Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.****FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
_____ - 20 or HP = _____	x _____	= _____	0

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
_____ - 3 or HP = _____	x _____	= _____	0

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ - 100 = _____	/ 50 = _____	(round up to a whole number) x _____	= _____	0

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): \_\_\_\_\_ Terminal Disclaimer - Code 1814

**Fees Paid (\$)**

130

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	46,768	Telephone	(405) 607-8600
Name (Print/Type)	Kathryn L. Hester, Ph.D.			Date	04/06/2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.